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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 ULTIMATE TIMING, L.L.C., a Washington
8 limited liability company; and ARASH KIA,
an individual,

9 Plaintiffs,

10 v.

11 DAVID SIMMS, an individual; SA
12 INNOVATIONS, LLC d/b/a SAI TIMING &
TRACKING, a Michigan limited liability
company,

13 Defendants.
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Case No. 2:08-CV-01632-MJP

ORDER ON PARTIES' DISCOVERY
MOTIONS

15 This matter comes before the Court on Plaintiffs' motion for leave to take additional
16 depositions and Defendants' motion for extension of time and additional depositions. (Dkt.
17 Nos. 77, 79.) Both parties have filed responses (Dkt. Nos. 81, 89) and, by agreement, have
18 asked the Court to consider the motions without any reply briefs. As set forth below, the
19 Court GRANTS IN PART and DENIES IN PART both motions.

- 20 1. Plaintiffs seek leave to take a total of 19 depositions while Defendants seek leave to
21 take 13 in total. (Dkt. No. 77 at 2; Dkt. No. 79 at 2.) The Court grants leave for the
22 parties to take as many as 15 depositions per side. The Court finds that the record
23 does not support Plaintiffs' request for a total of 19 depositions.
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1 2. To the extent Defendants' motion seeks an extension of time to complete discovery,
2 the request is denied. The motion for an extension of time seeks to delay the
3 dispositive motions deadline without a coordinate extension of the trial date.

4 3. After the parties indicated their desire to have these motions considered without reply
5 briefs, Plaintiffs' filed a motion to strike a brief that had been inadvertently filed.
6 (Dkt. No. 94.) The Court GRANTS Plaintiffs' motion to strike their own brief and
7 has not considered the document (Dkt. No. 92) in reaching today's decisions.

8 The Clerk is directed to transmit a copy of this Order to all counsel of record.

9 Dated this 22nd day of December, 2009.

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12 Marsha J. Pechman
13 United States District Judge
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